



PATENT  
P07 43453 (18810-80645)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Black et al.  
Serial No. 09/491,500  
Filed: January 26, 2000  
For:

**METHOD FOR USING POTASSIUM CHANNEL  
AGONISTS FOR DELIVERING A MEDICANT TO AN  
ABNORMAL BRAIN REGION AND/OR A MALIGNANT  
TUMOR**

Examiner: Baker, A. M.  
Unit: 1632  
Confirmation: 8610

**DECLARATION UNDER 37 C.F.R. § 1.821 (f) and (g)**

Assistant Commissioner for Patents  
U.S. Patent and Trademark Office  
Box Sequence  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir or Madam:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, U.S. PATENT AND TRADEMARK OFFICE, BOX SEQUENCE, P.O. BOX 2327, ARLINGTON, VA 22202 ON

October 30, 2002

BY

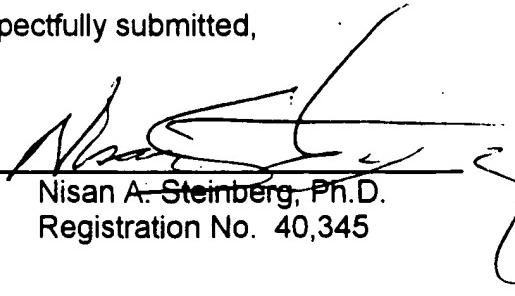
Ana Weiss

(DATE OF SIGNATURE)

I, Nisan A. Steinberg, Ph.D., hereby state, as required by 37 C.F.R. § 1.821(f), that the content of the paper and computer readable copies of the enclosed sequence listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are to the best of my knowledge the same as the diskette filed along with the *Response to Office (under Ex parte Quayle)* on October 30, 2002. The filing of this sequence listing was required by the Examiner in an Office Action under *Ex Parte Quayle* issued September 12, 2002, to correct certain informalities in the specification.

I hereby also state, as required by 37 C.F.R. § 1.821(g), that to the best of my knowledge, the enclosed submission includes no new matter with respect to the above-captioned application, as originally filed.

Respectfully submitted,

By: 

Nisan A. Steinberg, Ph.D.  
Registration No. 40,345

SIDLEY AUSTIN BROWN & WOOD LLP  
555 West Fifth Street  
Los Angeles, California 90013-1010  
Ofc: 213/896-6665  
Fax: 213/896-6600